

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF NEW YORK

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In re:

Case No.: 23-30672-5-wak

Joseph A. DiMino, Jr.,

Chapter 13

Debtor.

Hon. Wendy A. Kinsella, C.U.S.B.J.

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**NOTICE OF MOTION**

**PLEASE TAKE NOTICE**, that upon the annexed application of attorneys for ServiceMac, LLC (“ServiceMac”), as servicer for Movement Mortgage, LLC (“Movement Mortgage”), the undersigned will move this Court on May 16, 2024 at 10:00 a.m., or as soon thereafter as counsel may be heard, at the United states Bankruptcy court, James M. Hanley U.S. Courthouse, 100 South Clinton Street, Syracuse, New York 13261 for an Order allowing for the filing of a proof of claim for mortgage escrow deficiency for funds advanced and projected escrow shortage, in the instant chapter 13 case, together with such other and further relief as to the Court may seem just and proper.

**PLEASE TAKE FURTHER NOTICE**, that any objections must be in writing and must be filed in the office of the U.S. Bankruptcy Court Clerk at 100 South Clinton Street, Syracuse, New York 13261 and served (by mail) on the undersigned attorney and the case trustee at least seven (7) days prior days to the above hearing date. You will also need to attend the hearing scheduled to be held at the United States Bankruptcy Court, Northern District of New York, James M. Hanley U.S. Courthouse, 100 South Clinton Street, Syracuse, New York 13261.

**IF YOU INTEND TO OPPOSE THE MOTION, WRITTEN OPPOSITION MUST BE FILED WITH THE CLERK OF THE COURT AND SERVED ON MOVANT’S COUNSEL**

**AT LEAST SEVEN (7) DAYS PRIOR TO THE RETURN DATE. IF YOU DO NOT FILE AND SERVE WRITTEN OPPOSITION, NO HEARING ON THE RETURN DATE AND THE COURT MAY GRANT THE MOTION AS UNOPPOSED.**

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in this motion or objection and may enter an order granting that relief.

Dated: Westbury, New York  
April 16, 2024

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